



Patent  
Attorney's Docket No. 200308326-1 (formerly 9772-0275-999)

DAS  
JPW

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	<b>MAIL STOP PETITION</b>
Robert Alan Eustace	)	
Application No.: 09/823,081	)	Group Art Unit: 2173
Filed: March 29, 2001	)	Examiner: Brian J. Detwiler
For: SYSTEM AND METHOD FOR	)	Confirmation No.: 6988
INTELLIGENTLY SELECTING	)	
MEDIA THROUGH A SIMPLIFIED	)	
USER INTERFACE	)	

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 C.F.R. §1.137(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified application became abandoned for failure to timely pay the required issue fee. A Notice of Abandonment in this case is dated April 25, 2005. The date of abandonment is the day after the expiration date of the period set for Issue Fee due date in the Notice of Allowance and Fee Due dated December 15, 2004.

**APPLICANTS HEREBY PETITION FOR REVIVAL OF THIS APPLICATION.**

1. In accordance with 37 C.F.R. §1.137(c), please charge to Deposit Account No. 08-2025 the sum of \$1400.00 for Issue Fee payment. A signed Fee(s) Transmittal Form (PTOL-85), designating Hewlett-Packard Development Company, L.P. as the Assignee to be printed on the Patent, is enclosed.

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2. A check in the amount of \$1,500.00 is enclosed for the Petition fee set forth in 37 C.F.R. §1.17(m) (Fee Code 1453/2453).

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3. Applicant has advised the undersigned that the entire delay in filing the required Fee(s) Transmittal Form along with the Issue Fee from the Issue Fee due date until the filing of a grantable petition under 37. CFR 1.137(b) was unintentional. According to discussions with personnel in the Petitions Office of the U.S. Patent and Trademark Office, this statement is sufficient support for granting of this Petition in the present case.

4. Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

If any issues remain, the Examiner is encouraged to telephone the undersigned at the below listed number.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 08-2025. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL PC

*Patrick C. Keane for*

By: *Reg No 48360*

Patrick C. Keane  
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Date: October 28, 2005

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